



## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re PATENT APPLICATION of BRINKHOF et al.

Confirmation Number: 4827

Application No.: 10/797,570

Group Art Unit: 2851

Filed: March 11, 2004

Examiner: PETER B. KIM

Title: ASSEMBLY COMPRISING A SENSOR FOR DETERMINING AT LEAST ONE OF TILT AND HEIGHT OF A SUBSTRATE, A METHOD THEREFOR AND A LITHOGRAPHIC PROJECTION

**APPARATUS** 

## COMMENTS ON EXAMINER'S STATEMENT OF REASONS FOR ALLOWANCE

Mail Stop Issue Fee Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Sir:

In reply to the Notice of Allowance dated May 18, 2006, consideration of the following comments is respectfully requested.

In the Notice of Allowability, the Examiner has set forth "Reasons for Allowance" which describe aspects of the claimed invention, but omit other aspects. Applicants respectfully traverse the <u>expressed</u> reasons for allowance. Specifically, it is submitted that the subject matter of the allowed claims are patentable for their respective recitations of claimed combinations as a whole, without any particular criticality or distinguishing feature being attributable to any one or more of such features, and without any narrowing interpretation being imposed on any of such features. Furthermore, Applicants also submit that the dependent claims are allowable not only for their dependence on the allowed independent claims, but also for the additional subject matter recited in each of those dependent claims.

Respectfully submitted,

PILLSBURY WINTHROP SHAW PITTMAN LLP

Guillermo E. Baeza

Reg. No. 35056

Tel. No. (703) 770-7710 Fax No. (703) 770-7901

Date: August 15, 2006 P.O. Box 10500 McLean, VA 22102 (703) 770-7900